

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Khosravi, Patel
Application No.: 10/635394
Filed: August 5, 2003
For: Coiled-Sheet Stent-Graft with Slidable Exo-Skeleton
Examiner: Ms. Uyen T Ho
Group Art Unit: 3738

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Docket No.: S63.2N-13520-US03

TRANSMITTAL LETTER

1. In regard to the above-identified application, in addition to this 1 page transmittal letter, we are submitting the attached:
2 page Notification of Change of Entity Status and Payment for Deficiencies in Fees; check in the amount of \$540.00; 2 page Assignee's Statement of Ownership 37 CFR 3.73(B); 6 page Recorded Assignment dated June 28, 1999; 3 page Certificate of Amendment of Certificate of Incorporation and Postcard.
2. With respect to fees:
 - ☐ No additional fee is required.
 - ☒ Attached is check(s) in the amount of \$540.00
 - ☐ Charge additional fee to our Deposit Account No. 22-0350.
3. **CONDITIONAL PETITION FOR EXTENSION OF TIME**
This conditional petition is being filed along with the papers identified in Item 1 above and provides for the possibility that Applicant has inadvertently overlooked the need for a petition and fee for extension of time or for a petition and fee for any other matter petitionable to the Commissioner as required. If any extension of time for the accompanying response is required or if a petition for any other matter is required, by petitioner, Applicant requests that this be considered a petition therefor.
4. Notwithstanding paragraph 2 above, if any additional fees associated with this communication are required and have not otherwise been paid, including any fee associated with the Conditional Petition for Extension of Time, or any request in the accompanying papers for action which requires a fee as a petition to the Commissioner, please charge the additional fees to Deposit Account No. 22-0350. Please charge any additional fees or credit overpayment associated with this communication to the Deposit Account No. 22-0350.

Respectfully submitted,

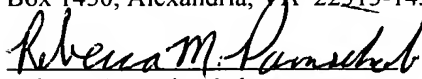
VIDAS, ARRETT & STEINKRAUS

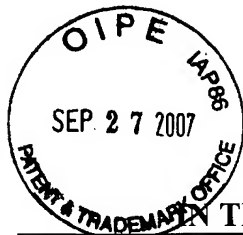
Date: September 25, 2007By: 

James M. Urzedowski
Registration No.: 48596

6640 Shady Oak Dr., Suite 400
Eden Prairie, MN 55344-7834
Telephone: (952) 563-3000
Facsimile: (952) 563-3001
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Certificate Under 37 CFR 1.8: I hereby certify that this Transmittal Letter and the paper(s) as described herein, are being deposited in the U.S. Postal Service, as FIRST CLASS MAIL, addressed to Commissioner for Patent, P.O. Box 1450, Alexandria, VA 22313-1450, on September 25, 2007.


Rebecca M. Painschab



PATENT

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: **Khosravi, Patel**
Application No.: **10/635394**
Filed: **August 5, 2003**
For: **Coiled-Sheet Stent-Graft with Slidable Exo-Skeleton**
Examiner: **Ms. Uyen T Ho**
Group Art Unit: **3738**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Docket No.: **S63.2N-13520-US03**

09/28/2007 EFLORES 00000017 220350 10635394

01 FC:1001 250.00 DA 540.00 OP
02 FC:1814 130.00 DA
03 FC:1251 120.00 DA

**NOTIFICATION OF CHANGE OF ENTITY STATUS AND
PAYMENT FOR DEFICIENCIES IN FEES**

A review of this client's profile revealed that the Applicant has not been entitled to Small Entity status for this application since July 1, 2001. Please immediately update the patent record to reflect large entity status for this case.

Without deceptive intent, Applicant paid the following fees at the Small Entity status rate:

- 1) Basic Filing Fee - Utility filed before December 8, 2004 (*Paid August 5, 2003*) 00000016 220350 10635394
- 2) Extension for response within first month (*Paid August 12, 2005*) 01 FC:1001 790.00 DA
02 FC:1251 120.00 DA
03 FC:1814 130.00 DA
- 3) Terminal Disclaimer (*Paid March 3, 2006*)

Calculation of the Deficiency Owed and Fee Payment for Deficiency

The table below lists the fees paid at Small Entity status rate, the current Large Entity status fee amounts, the amount previously paid, and the deficiency due for those payments. Applicant encloses a check in the amount of amount of \$540.00 for the total deficiency due to the USPTO.

Fee paid at Small Entity status rate	Current Large Entity status rate	Amount Previously Paid	Deficiency Due
1) Basic Filing Fee - Utility filed before December 8, 2004	\$790.00	\$375.00 ✓	\$415.00
2) Extension for response within first month	\$120.00	\$60.00 ✓	\$60.00
3) Terminal Disclaimer	\$130.00	\$65.00 ✓	\$65.00
TOTAL DEFICIENCY DUE			\$540.00

If any fees that were not listed above were paid at the Small Entity rate for this application, Applicant authorizes the United States Patent and Trademark Office to charge Deposit Account No. 22-0350 for the deficiency.

Conditional Petition For Extension Of Time

This conditional petition provides for the possibility that Applicant has inadvertently overlooked the need for a petition and fee for extension of time or for a petition and fee for any other matter petitionable to the Commissioner as required. If any extension of time for the accompanying response is required or if a petition for any other matter is required, by petitioner, Applicant requests that this be considered a petition therefor.

If any additional fees associated with this communication are required and have not otherwise been paid, including any fee associated with the Conditional Petition for Extension of Time, or any request in the accompanying papers for action which requires a fee as a petition to the Commissioner, please charge the additional fees to Deposit Account No. 22-0350. Please charge any additional fees or credit overpayment associated with this communication to the Deposit Account No. 22-0350.

Respectfully submitted,

VIDAS, ARRETT & STEINKRAUS

Date: 9/25/07

By: 

James M. Urzedowski
Registration No.: 48596

6640 Shady Oak Dr., Suite 400
Eden Prairie, MN 55344-7834
Telephone: (952) 563-3000
Facsimile: (952) 563-3001
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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Docket No.: S63.2N-13520-US03

ASSIGNEE'S STATEMENT OF OWNERSHIP 37 CFR 3.73(B)

Boston Scientific Cupertino Corp., (name of assignee), a corporation, is the assignee of the entire right, title and interest in the patent application identified above by virtue of a chain of title from the inventor(s), of the patent application identified above, to the current assignee as shown below:

1. From : Farhad Khosravi and Himanshu N. Patel
To: EndoTex Interventional Systems, Inc.
The document was recorded in the Patent and Trademark Office at Reel 9898, Frames 0478-0481, or for which a copy thereof is attached.
2. From: Endotex Interventional Systems, Inc.
To: Boston Scientific Cupertino Corp.
by Certificate of Amendment of Certificate of Incorporation, changing its name, dated June 25, 2007.

Copies of assignments or other documents in the chain of title are attached.

The undersigned is empowered to sign this statement of ownership certificate on behalf of the assignee.

Respectfully submitted,

VIDAS, ARRETT & STEINKRAUS

Date: September 25, 2007

By: _____

James M. Urzedowski
Registration No.: 48596

6640 Shady Oak Dr., Suite 400
Eden Prairie, MN 55344-7834
Telephone: (952) 563-3000
Facsimile: (952) 563-3001
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UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

JUNE 28, 1999

PTAS

LYON & LYON LLP
WILLIAM A. ENGLISH
633 WEST FIFTH STREET, SUITE 4700
LOS ANGELES, CA 90071-2066



UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 04/09/1999

REEL/FRAME: 9898/0478
NUMBER OF PAGES: 4

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:
KHOSRAVI, FARHAD

DOC DATE: 04/07/1999

ASSIGNOR:
PATEL, HIMANSHU N.

DOC DATE: 04/07/1999

ASSIGNEE:
ENDOTEX INTERVENTIONAL SYSTEMS,
INC.
10231 BUBB ROAD
CUPERTINO, CALIFORNIA 95014

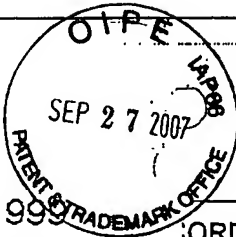
SERIAL NUMBER: 09288866
PATENT NUMBER:

FILING DATE: 04/09/1999
ISSUE DATE:

RECEIVED
JUL 12 1999
U.S. PATENT & TRADEMARK OFFICE

9898/0478 PAGE 2

TONYA LEE, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS



04-26-1999

CORDATION FORM COVER SHEET
PATENTS ONLYU.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

101019621

and Trademarks. Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

FARHAD KHOSRAVI and HIMANSHU N. PATEL

Additional name(s) of conveying party(ies) attached?

☐ Yes ☒ No

3. Nature of conveyance:

☒ Assignment☐ Merger☐ Security Agreement☐ Change of Name☐ Other _____

Execution Date: APRIL 7, 1999

2. Name and address of receiving party:

Name: ENDOTEX INTERVENTIONAL SYSTEMS, INC.

Internal Address: _____

City: CUPERTINO State: CA Zip: 95014

Street Address: 10231 BUBB ROAD

City: CUPERTINO State: CA Zip: 95014

Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: 4/8/99 & 4/7/99

A. Patent Application No(s): _____

B. Patent No(s): _____

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: WILLIAM A. ENGLISH

Internal Address: LYON & LYON LLP

633 West Fifth Street, Suite 4700
Los Angeles, CA 90071-2066

6. Total number of applications and patents involved: ONE

7. Total fee (37 CFR 3.41):

\$ 40.00

☒ Enclosed☐ Charge this Deposit Account if any additional fee is required

8. Deposit Account Number: 12-2475

DO NOT USE THIS SPACE

9. Statement and signature.

04/21/1999 5DAVIS 00000066 03288866

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document. 40.00 CP

WILLIAM A. ENGLISH, Reg No. 42,515

Date: APRIL 9, 1999

Total number of pages including cover sheet: 4

OMB No. 0651-0011 (exp. 4/94)

Do not detach this portion
Mail documents to be recorded with required cover sheet information to:

Commissioner of Patents and Trademarks

Box Assignments

Washington, D.C. 20231

Public burden reporting for this sample cover sheet is estimated to average about 30 minutes per document to be recorded, including time for reviewing the document and gathering the data needed, and completing and reviewing the sample cover sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Office of Information Systems, PK2-1000C, Washington, D.C. 20231, and to the Office of Management and Budget, Paperwork Reduction Project, (0651-0011), Washington, D.C. 20503

ASSIGNMENT

WHEREAS, I, Farhad Khosravi, a citizen of the United States residing at 1700 De Anza Boulevard, Apt. 212, San Mateo, CA 94403 and Himanshu N. Patel, a citizen of the United Kingdom residing at 1114 Nevada Avenue, San Jose, CA 95125 (hereinafter referred to as "ASSIGNOR"), have invented and own a certain invention entitled "**COILED-SHEET STENT-GRAFT WITH SLIDABLE EXO-SKELETON**" for which application for Letters Patent of the United States of America is filed herewith.

WHEREAS, Endotex Interventional Systems, Inc., a corporation organized and existing under and by virtue of the laws of the State of California and having its principal place of business at 10231 Bubb Road, Cupertino, CA 95014 (hereinafter referred to as "ASSIGNEE"), is desirous of acquiring the exclusive right, title and interest in, to and under said invention and in, to and under Letters Patent or similar legal protection to be obtained there for in the United States of America, its territorial possessions and in any and all countries foreign thereto.

NOW, THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, ASSIGNOR hereby sells, assigns, transfers and sets over unto the said ASSIGNEE, its successors and assigns, the full and exclusive right, title and interest to said

invention and to all Letters Patent or similar legal protection, not only in the United States and its territorial possessions, but in all countries foreign thereto, to be obtained for said invention by said application or any continuation, division, renewal, substitute or reissue thereof or any legal equivalent thereof in a foreign country for the full term or terms for which the same may be granted, including all priority rights under the International Convention; and ASSIGNOR hereby authorize and requests the Commissioner of Patents and Trademarks to issue said Letters Patent and any legal equivalent thereof to said ASSIGNEE, its successors and assigns, in accordance with this Assignment.

ASSIGNOR hereby covenants that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this Assignment.

ASSIGNOR further covenants that ASSIGNEE will, upon request of ASSIGNEE, be provided promptly with all pertinent facts and documents relating to said application, said invention and said Letters Patent and legal equivalents in foreign countries as may be known and accessible to ASSIGNOR and will testify as to the same in any interference or legal proceeding related thereto and will promptly execute and deliver to ASSIGNEE or its designated legal representative any and all papers, instruments, declarations or affidavits required to apply for, obtain, maintain, issue and

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Patent

enforce said application, said invention and said Letters Patent and said equivalents thereof in any foreign country which may be necessary or desirable to carry out the purposes thereof.

WITNESS my hand at CUPERTINO, California, this 7 day
of April, 1999.


FARHAD KHOSRAVI

WITNESS my hand at CUPERTINO, California, this 07 day
of APRIL, 1999.


HIMANSHU N. PATEL

Delaware

PAGE 1

The First State

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF AMENDMENT OF "ENDOTEX INTERVENTIONAL SYSTEMS, INC.", CHANGING ITS NAME FROM "ENDOTEX INTERVENTIONAL SYSTEMS, INC." TO "BOSTON SCIENTIFIC CUPERTINO CORP.", FILED IN THIS OFFICE ON THE TWENTY-FIFTH DAY OF JUNE, A.D. 2007, AT 2:45 O'CLOCK P.M.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.

2737939 8100

070746859



Harriet Smith Windsor

Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 5791337

DATE: 06-26-07

**CERTIFICATE OF AMENDMENT
OF
CERTIFICATE OF INCORPORATION**

EndoTex Interventional Systems, Inc., a corporation organized and existing under and by virtue of the General Corporation Law of the State of Delaware (the "Corporation"), does hereby certify:

FIRST: That the Board of Directors of the Corporation duly adopted in a written consent signed by all of the directors a resolution containing a proposed amendment of the Corporation's Certificate of Incorporation, declaring such amendment advisable and proposing that the sole stockholder adopt such amendment in a written consent signed by the sole stockholder. The resolution setting forth the proposed amendment is as follows:

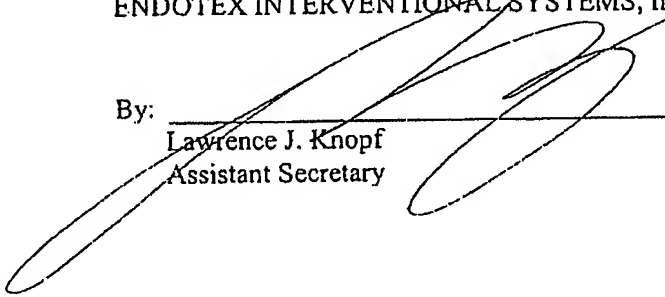
That the First Section of the Certificate of Incorporation of the Corporation shall be amended in its entirety to read as follows:

"FIRST: The name of the corporation is Boston Scientific Cupertino Corp."

SECOND: That thereafter, in lieu of a meeting of the sole stockholder, the sole stockholder signed a written consent adopting such amendment in accordance with the provisions of Sections 228 and 242 of the General Corporation Law of the State of Delaware.

IN WITNESS WHEREOF, the Corporation has caused this certificate to be executed and acknowledged in accordance with the provisions of Section 103 of the General Corporation Law of the State of Delaware by an authorized officer on May 23, 2007.

ENDOTEX INTERVENTIONAL SYSTEMS, INC.

By: 
Lawrence J. Knopf
Assistant Secretary

Delaware

PAGE 1

The First State

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE DO HEREBY CERTIFY THAT THE SAID "ENDOTEX INTERVENTIONAL SYSTEMS, INC." FILED A CERTIFICATE OF AMENDMENT, CHANGING ITS NAME TO "BOSTON SCIENTIFIC CUPERTINO CORP.", ON THE TWENTY-FIFTH DAY OF JUNE, A.D. 2007, AT 2:45 O'CLOCK P.M.

AND I DO HEREBY FURTHER CERTIFY THAT THE SAID "BOSTON SCIENTIFIC CUPERTINO CORP.", IS THE LAST KNOWN TITLE OF RECORD OF THE AFORESAID CORPORATION.

2737939 8321

070746859



Harriet Smith Windsor

Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 5791339

DATE: 06-26-07

Sale List

Search by

☐ Accounting Date: Operator ID: Sequence No.:

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☐ Attrny Docket No:

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Attorney Docket

Dep Act
Charge

Other
Payment

Mailroom
Date

Cal :

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10635394	702563.4008	\$1,009.00		02/02/06	N F
10635394	702563.4008	\$60.00		08/15/05	N F
10635394	702563.4008	\$375.00		08/05/03	N F



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Adjustment date: 09/28/2007 EFLORES
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01 FC:2251 60.00 CR

Adjustment date: 09/28/2007 EFLORES
03/06/2006 DBROOKS 00000003 150665 10635394
01 FC:2814 65.00 CR

Adjustment date: 09/28/2007 EFLORES
08/08/2003 SSITHIB1 00000016 150665 10635394
01 FC:2001 375.00 CR